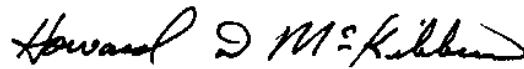


1 109 F.3d 539, 543 (9th Cir. 1997). Accordingly, the government's
2 motion for order waiving the attorney-client privilege (#242) is
3 **GRANTED**. Defendant's former attorney, G. Luke Ciciliano, is not
4 prohibited by virtue of the attorney-client privilege from
5 providing testimony and affidavits responsive to the defendant's
6 ineffective assistance of counsel claims.

7 **IT IS SO ORDERED.**

8 DATED: This 9th day of August, 2012.

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11 UNITED STATES DISTRICT JUDGE
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